

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

CITY OF ROSEVILLE EMPLOYEES’
RETIREMENT SYSTEM, Individually and on
Behalf of All Others Similarly Situated,

Plaintiff,

vs.

ALIGN TECHNOLOGY, INC., JOSEPH M.
HOGAN and JOHN F. MORICI,

Defendants.

Civil Action No. 1:20-cv-01822-JGK

**DEFENDANTS’ NOTICE OF
MOTION AND MOTION TO
TRANSFER ACTION TO THE
NORTHERN DISTRICT OF
CALIFORNIA**

TO ALL PARTIES AND THEIR COUNSEL OF RECORD:

PLEASE TAKE NOTICE that defendants Align Technology, Inc., Joseph M. Hogan, and John F. Morici (collectively, “Defendants”), by and through undersigned counsel, hereby move the Court for an order transferring this action to the United States District Court for the Northern District of California, San Jose Division, pursuant to 28 U.S.C. § 1404(a).

In support of their motion to transfer venue pursuant to section 1404(a), Defendants rely on Defendants’ Memorandum of Law in Support of Motion to Transfer Action to the Northern District of California and the Declaration of Will Ayala in Support of Defendants’ Motion to Transfer Action to the Northern District of California, filed concurrently herewith, and on the pleadings and proceedings in this case. Counsel for Defendants contacted Counsel for Plaintiff on April 3, 2020, but Plaintiff’s Counsel did not agree to a transfer of the case to the Northern District of California. Defendants hereby request that the Court transfer this action to the

Northern District of California, San Jose Division, in the interest of justice and for the convenience of the parties and witnesses.

Dated: April 10, 2020

WILSON SONSINI GOODRICH & ROSATI
Professional Corporation

By: /s/ Sheryl Shapiro Bassin
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